

Ameren Transmission Company of Illinois
Petition for a Certificate of Public Convenience
and Necessity, pursuant to Section 8-406.1 of
the Illinois Public Utilities Act, and an Order
pursuant to Section 8-503 of the Public Utilities
Act, to Construct, Operate and Maintain a New
High Voltage Electric Service Line and Related
Facilities in the Counties of Adams, Brown, Cass,
Champaign, Christian, Clark, Coles, Edgar,
Fulton, Macon, Montgomery, Morgan, Moultrie,
Pike, Sangamon, Schuyler, Scott, and Shelby,
Illinois.

Intervenor CSLPG Exhibit 1.0

1 **DIRECT TESTIMONY OF DEBORAH E. KLEIN**

2 **Q. PLEASE STATE YOUR NAME AND CURRENT RESIDENTIAL ADDRESS.**

3 A. Deborah E. Klein. 1043 County Road 300 East, Seymour, Illinois 61875.

4 **Q. ARE YOU FAMILIAR WITH THE PROCEEDING IN WHICH YOU ARE**
5 **SUBMITTING THIS TESTIMONY?**

6 A. Yes, I am.

7 **Q. CAN YOU BRIEFLY DESCRIBE YOUR FAMILIARITY WITH THE**
8 **PROCEEDING IN WHICH YOU ARE SUBMITTING THIS TESTIMONY?**

9 A. Yes, I can. Illinois Commerce Commission Docket No.: 12-0598 is a proceeding initiated
10 by Ameren Transmission Company of Illinois ("ATXI"), seeking a Certificate of Public
11 Convenience and Necessity and an Order from the Commission to construct, operate, and
12 maintain a new high voltage electric service line and related facilities in the Illinois counties
13 of Adams, Brown, Cass, Champaign, Christian, Clark, Coles, Edgar, Fulton, Macon,
14 Montgomery, Morgan, Moultrie, Pike, Sangamon, Schuyler, Scott, and Shelby. The original
15 Petition in this matter was filed on November 7, 2012. Because of some amendments to the
16 original Petition, the Administrative Law Judges in this matter ruled that the Petition should
17 be treated as if it were filed in total on January 7, 2013. I am a part of a group of intervenors
18 to this petition, collectively known as the Colfax-Scott Land Preservation Group. Our group
19 filed a Petition to Intervene in this matter which was granted on December 31, 2012, and a
20 Second Amended Petition to Intervene which was granted on February 6, 2013 and reflects
21 the composition of our group as it now exists. Our group is represented by counsel and we
22 are participating as an active party to this proceeding. I am filing this testimony as a

representative of the group and in accordance with the current Case Management Order.

Q. ARE YOU AUTHORIZED TO TESTIFY ON BEHALF OF, AND AS A REPRESENTATIVE OF, THE COLFAX-SCOTT LAND PRESERVATION GROUP?

A. Yes, I am.

Q. BRIEFLY DESCRIBE THE COMPOSITION OF THE COLFAX-SCOTT LAND PRESERVATION GROUP.

A. The Colfax-Scott Land Preservation Group is a collective of twenty-one (21) intervening interests to this proceeding. Each intervening interest represents more than simply an individual or single parcel of land. We are a collective of what we believe would otherwise represent 21 unique Petitions to Intervene in this proceeding. Our group is made up of individuals, residents, landowners, farmers, and otherwise interested parties, all with an interest in land along and/or upon the general path of the Project which is the subject of this proceeding, and within Champaign County, Illinois.

Q. CAN YOU STATE AS SUCCINCTLY AS POSSIBLE WHAT OUTCOME THE COLFAX-SCOTT LAND PRESERVATION GROUP ADVOCATES IN THIS PROCEEDING?

A. Yes, I can. Quite simply, the Colfax-Scott Land Preservation Group advocates approval of the Petition as filed with approval given to ATXI's proposed Primary Route. The Colfax-Scott Land Preservation Group opposes approval of ATXI's proposed Alternate Route.

Q. CAN YOU ELABORATE AS TO THE COLFAX-SCOTT LAND PRESERVATION GROUP'S OPPOSITION OF THE PROPOSED ALTERNATE ROUTE?

A. Yes, I can. The Colfax-Scott Land Preservation Group opposes the Alternate Route segment

starting at the Rising power station and going west, turning south, and continuing until Section 14 of Colfax Township, then east until crossing the Primary Route. The basis for the opposition by the Colfax-Scott Land Preservation Group is a desire to maintain the integrity of the primarily farmland which comprises the various land parcels in which we have an interest. The proposed Alternate Route would compromise not only the integrity and viability of the land itself, but also jeopardize existing methods of irrigation and subsurface tilling, as well as present environmental and safety concerns to the area. Farmland located in Scott and Colfax Townships, Illinois, is recognized worldwide as some of the best in the world, as it is flat, black, high in organic matter, and located over water aquifers, with shared drainage in place. This is a limited resource and more cannot be produced.

Q. CAN YOU INDICATE GEOGRAPHICALLY WHERE THE LAND WHICH IS THE INTEREST OF THE COLFAX-SCOTT LAND PRESERVATION GROUP EXISTS IN RELATION TO THE PROPOSED ALTERNATE ROUTE?

A. Yes, I can. I can best do this by offering the attached Intervenor CSLPG Exhibit 1.1 which consists of a list of all affected property owners with corresponding numbers (1-21) and a map of the affected area, labeled with the respective corresponding number (1-21).

Q. CAN YOU GIVE A BIT OF YOUR OWN HISTORY AS IT RELATES TO THE LAND WHICH IS THE BASIS FOR THE INTERVENTION OF THE COLFAX-SCOTT LAND PRESERVATION GROUP?

A. Yes, I can. My husband Bill and I own some of the land which is the basis for our group's intervention. We also serve as tenant farmers for some of the land which is the basis of our group's intervention. I represent a fifth generation of farmers on this land, as do many of the

67 other interested parties and farms. We have worked hard to make these farms some of the
68 most productive in the world. These farms are located in an area of the county which is used
69 extensively for agricultural research (by companies such as AgReliant, Eurofins, Pioneer,
70 BASF, and Monsanto) and for seed corn production. To effectively conduct our business
71 using existing and planned overhead irrigation systems and subsurface tilling grids (in which
72 we have invested significant sums of money), we need to be able to maintain our present
73 farms with no interference from poles or lines. We use intensive aerial application methods
74 of pesticides and herbicides. We farm with large equipment, some 120 feet in width. This
75 is modern agriculture and represents the only way we know how to make a living and
76 produce food to feed the world in this time of increasing need. Farming around poles and
77 lines would prevent us from effectively conducting our business.

78 **Q. CAN YOU DESCRIBE THE RELATIONSHIP YOU AND YOUR HUSBAND HAVE**
79 **TO VARIOUS PARCELS OF LAND THAT HAVE BEEN IDENTIFIED AS OF**
80 **INTEREST TO THE COLFAX-SCOTT LAND PRESERVATION GROUP?**

81 A. Yes, I can. My husband Bill and I have the following interests: Joint Owners of the
82 "Chesser Farm." Co-Farm Tenants and Members of St. Boniface Catholic Church. Co-Farm
83 Tenants of the Bitler Investment Partnership. Co-Farm Tenants of the Sholem Farm
84 Partnership. Co-Farm Tenants for Barb and Jim O'Connell. Co-Farm Tenants and Powers
85 of Attorney for Mary Klein. Joint Owners of the "Syngenta Building Site." Co-Farm
86 Tenants of the "Syngenta Farm."

87 **Q. CAN YOU IDENTIFY BY NAME(S) AND ASSOCIATED PHYSICAL ADDRESS(ES)**
88 **AND/OR PARCEL NUMBER(S) THE OTHER MEMBERS OF THE COLFAX-**

89 **SCOTT LAND PRESERVATION GROUP?**

90 A. Yes, I can. Stanford H. Sholem Farm Partnership: Parcel No. 05-25-11-400-001. Richard
91 N. DeLong, Parcel No. 23-19-26-100-007. Douglas A. DeLong, Parcel No. 23-19-26-300-
92 005. Richard N. & Douglas A. DeLong as trustees of The Helen N. and C.C. DeLong Trust,
93 Parcel No. 23-19-26-200-001. Gary L. Hixson, 4107 W. Hensley Rd., Champaign, IL,
94 Owner and Tenant of Parcel No. 23-19-23-400-001 Porter Family Farms LLC, Parcel Nos.
95 23-19-26-100-008 and 23-19-23-300-004. AgReliant Genetics, LLC, Owner, 972 County
96 Road 500 East, Ivesdale, IL 61851. James E. Hixson, Owner, Parcel No. 23-19-23-400-
97 002. Marilee Hixson, Owner, Parcel No. 23-19-23-300-005. Gregory G. & Sally A.
98 Magsamen, Joint Owners, 40 acre tract on 1200 North, ½ mile West of 500 East in
99 Champaign County, Scott Township. The west half of the west half of the SE quarter of
100 Section 35. Hal & Ann Barnhart, Parcel No. 23-19-23-200-001. Boland Farms L.P., Owner,
101 "Driscoll Farm," Parcel No. 5-25-14-100-003, and "Rock Road Farm," Parcel No. 5-25-14-
102 300-004. John F & Julia L. Boland, Owner Tenant, Parcel No. 05-25-14-400-004. James
103 & Barbara O'Connell, Owner, Sec. 35, Scott 19N. R7E; Sec. 13, Colfax T18N, R7E Stanford
104 H. Sholem, Susan G. Sholem, Amalie Frankle Sholem, Hilda Jane Sholem, Daniel Robert
105 Sholem, Andrew G. Frankel, Thomas G. Frankel, Elizabeth G. Frankel, Ryan Grace Sholem,
106 Brooke C. Sholem. Solon-Drenckhahn Farms, LLC: Parcel No.: 05-25-11-100-001, Frances
107 E. Frost, Managing Member, Nicholas R. Frost, Jr., Thomas C. Frost, Brian S. Frost
108 (owners). In addition thereto, the following individuals claim an interest in one or more of
109 the listed properties: M. Nolan, Bill Wood, Josephine Ferris, Harvey Barnhart, Barbara A.
110 Bozeman, Paul G. Boland, Margaret C. Boland, Frank D. Boland, and Marilyn A. Boland.

111 **Q. HAVE YOU HAD AN OPPORTUNITY TO REVIEW THE DIRECT TESTIMONY**
112 **BEING FILED CONTEMPORANEOUSLY WITH YOUR OWN, ON BEHALF OF**
113 **JOHN F. BOLAND AND CARL BITLER, AND IF SO, DO YOU HAVE ANY**
114 **PARTICULAR OPINION ABOUT THE SAME?**

115 A. Yes, I have and I do. I have reviewed in detail the Direct Testimony of both John F. Boland
116 and Carl Bitler. In fact, all members of our group have reviewed all of the Direct Testimony
117 that is being filed on March 29, 2013 on behalf of the Colfax-Scott Land Preservation Group.
118 Our group represents a unified front and we all agree completely with, and support, the
119 Direct Testimony being filed on behalf of our group. In fact, if called to testify, any member
120 of our group could attest to the Direct Testimony as filed or, in the alternative, could testify
121 in substantially the same material fashion.

122 **Q. DOES THIS CONCLUDE YOUR TESTIMONY?**

123 A. Yes, it does.